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Paper No. 9

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CANADA

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**MAR 25 2003**

**OFFICE OF PETITIONS**

In re Application of :  
Vanstone, Menezes, Qu, and Struik : DECISION ACCORDING STATUS  
Application No. 10/092,972 : UNDER 37 CFR 1.47(a)  
Filed: 8 March, 2002 :  
Atty Docket No. 00001-0436 :

This is in response to the renewed petition filed under 37 CFR 1.47(a) on 11 March, 2003.

The petition is **GRANTED**.

Petitioners have shown that the non-signing inventor, Minghua Qu, has refused to join in the filing of the above-identified application after having been sent a copy of the application papers. Specifically, the petitioners have established, via the statement of counsel's employee, Anton Sabeta, that a copy of the above-identified application was sent by courier and registered mailed to the non-signing inventor. The courier package was returned as undeliverable, while the non-signing inventor refused to accept delivery of the application papers sent by registered mail. The non-signing inventor further failed to return an executed declaration. As such, petitioners have shown that diligent efforts have been made to obtain the signature of the non-signing inventor.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the declaration. Notice of the filing of this application will also be published in the Official Gazette.

The application is being forwarded to Technology Center 2100 for examination in due course.

Telephone inquiries related to this decision should be directed to the undersigned at 703-308-6918.



Douglas I. Wood  
Petitions Attorney  
Office of Petitions



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Minghua Qu  
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**MAR 25 2003**

**OFFICE OF PETITIONS**

In re Application of  
Vanstone et al.  
Application No. 10/092,972  
Filed: 8 March, 2002  
For: KEY AGREEMENT AND TRANSPORT PROTOCOL

Dear Mr. Qu:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to the undersigned at 703/308-6918. Requests for information regarding your application should be directed to the File Information Unit at 703/308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at 703/308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

Douglas I. Wood  
Senior Petitions Attorney  
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